

IN THE COURT OF APPEALS
FIRST APPELLATE DISTRICT OF OHIO
HAMILTON COUNTY, OHIO

STATE OF OHIO,	:	APPEAL NO. C-090598
	:	TRIAL NO. C-09CRB-19561
Plaintiff-Appellee,	:	
vs.	:	<i>JUDGMENT ENTRY.</i>
JOSHUA ALMOND,	:	
Defendant-Appellant.	:	

We consider this appeal on the accelerated calendar. This judgment entry is not an opinion of the court.¹

Raising a sole assignment of error, defendant-appellant Joshua Almond appeals from the conviction imposed after he had pled guilty to the unlawful possession of drug paraphernalia, punishable as a fourth-degree misdemeanor. Almond had originally been charged with possession of drug-abuse instruments, punishable as a second-degree misdemeanor. Shortly before Almond entered his plea, the state had amended the original charge to the lesser drug-paraphernalia offense. The trial court accepted his guilty plea to this offense, found him guilty, and imposed a suspended sentence of 30 days' incarceration and a one-year period of probation with a requirement for periodic urine screening.

Almond now asserts that his plea was involuntary because the trial court failed to ensure that Almond understood that he was entering a plea to the lesser offense. Since the

¹ See S.Ct.R.Rep.Op. 3(A), App.R. 11.1(E), and Loc.R. 12.

record reveals that the trial court fully complied with Crim.R. 11(B) and 11(E) by informing Almond of the effect of his plea to the amended charge, the assignment of error is overruled on the authority of *State v. Jones*.²

The trial court's judgment is affirmed.

Further, a certified copy of this judgment entry shall constitute the mandate, which shall be sent to the trial court under App.R. 27. Costs shall be taxed under App.R. 24.

CUNNINGHAM, P.J., HILDEBRANDT and MALLORY, JJ.

To the Clerk:

Enter upon the Journal of the Court on May 26, 2010
per order of the Court _____.
Presiding Judge

² See 116 Ohio St.3d 211, 2007-Ohio-6093, 877 N.E.2d 677, paragraphs one and two of the syllabus.